

ORIGINAL

ANTHONY P. COLES (AC 7942)  
DLA PIPER US LLP  
1251 Avenue of the Americas  
New York, New York 10020  
[anthony.coles@dlapiper.com](mailto:anthony.coles@dlapiper.com)  
(212) 335-4500  
Attorneys for Defendant Eric Greenberg

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

----- X  
WILLIAM I. KOCH, an individual,

No.: 07 Civ. 9600(BSJ)(DCF)  
ECF CASE

Plaintiff,

vs.

**MOTION TO ADMIT COUNSEL *PRO HAC VICE***

ERIC GREENBERG, an individual, ZACHYS  
WINE & LIQUOR STORE, INC., a New York  
corporation; and ZACHYS WINE AUCTIONS,  
INC., a New York corporation,

Defendants.  
----- X

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Court for  
the Southern District of New York, I, Anthony P. Coles, a member in good standing of the bar of  
this Court, hereby move for an Order allowing the admission pro hac vice of:

Arthur J. Shartsis  
Shartsis Friese LLP  
1800 Maritime Plaza, 18th Floor  
San Francisco, California 94111  
[ashartsis@sflaw.com](mailto:ashartsis@sflaw.com)  
Telephone: (415) 421-6500  
Fax Number: (415) 421-2922

FILED  
U.S. DISTRICT COURT  
S.D. OF N.Y.  
2008 FEB 25 PM 11:22

Arthur J. Shartsis is a member in good standing of the Bar of the State of California.

There are no pending disciplinary proceedings against Arthur J. Shartsis in any State or  
Federal Court.

Dated: February 25, 2008  
New York, New York

Respectfully submitted,



Anthony P. Coles (AC 7942)  
DLA PIPER US LLP  
1251 Avenue of the Americas  
New York, New York 10020  
[anthony.coles@dlapiper.com](mailto:anthony.coles@dlapiper.com)  
(212) 335-4500

*Of Counsel:*

Arthur J. Shartsis  
Tracy L. Salisbury  
Richard F. Munzinger  
Amy L. Hespenheide  
SHARTSIS FRIESE LLP  
1800 Maritime Plaza, 18th Floor  
San Francisco, California 94111  
(415) 421-6500

To: Shawn Patrick Regan, Esq.  
Hunton & Williams LLP  
200 Park Avenue, 52nd Floor  
New York, New York 10166

*Attorneys for Plaintiff William I. Koch*

Deborah A. Skakel  
Lindsay A. Bush  
Dickstein Shapiro LLP  
1177 Avenue of the Americas  
New York, New York 10036

*Attorneys for Defendants Zachys Wine & Liquor  
Store, Inc. & Zachys Wine Auctions, Inc.*

ANTHONY P. COLES, ESQ.  
DLA PIPER US LLP  
1251 Avenue of the Americas  
New York, New York 10020  
anthony.coles@dlapiper.com  
(212) 335-4844  
Attorneys for Defendant Eric Greenberg

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

----- X  
WILLIAM I. KOCH, an individual, :  
  
Plaintiff, :  
  
-against- :  
  
ERIC GREENBERG, an individual; ZACHYS :  
WINE & LIQUOR STORE, INC., a New York :  
corporation; and ZACHYS WINE AUCTIONS, :  
INC., a New York corporation, :  
  
Defendants. :  
----- X

INDEX NO. 07 Civ. 9600 (BSJ)

**AFFIDAVIT OF ANTHONY P. COLES  
IN SUPPORT OF MOTION TO ADMIT  
COUNSEL *PRO HAC VICE***

ANTHONY P. COLES, being duly sworn, hereby deposes and says as follows:

1. I am a partner at DLA Piper US LLP, counsel for Defendant Eric Greenberg in the above captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Defendant's motion to admit Arthur J. Shartsis as counsel *pro hac vice* to represent Defendant Eric Greenberg in this matter.

2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law in 1981. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.

3. I have found Mr. Shartsis to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.

4. Accordingly, I am pleased to move the admission of Arthur J. Shartsis, *pro hac vice*.

5. Attached as Exhibit A hereto is a Certificate of Good Standing attesting to Arthur J. Shartsis' membership in good standing with the Bar of the State of California.

6. I respectfully submit a proposed order granting the admission of Arthur J. Shartsis, *pro hac vice*, which is attached hereto as Exhibit B.

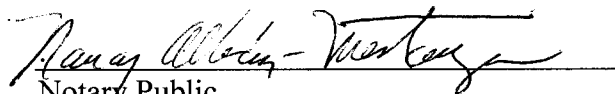
WHEREFORE it is respectfully requested that the motion to admit Arthur J. Shartsis, *pro hac vice*, to represent Defendant Eric Greenberg in the above-captioned matter, be granted.

Dated: February 25, 2008  
New York, New York

By:   
ANTHONY P. COLES, ESQ.

STATE OF NEW YORK                    )  
  ) ss.  
COUNTY OF NEW YORK                )

Sworn to before me this 25th  
day of February, 2008.

  
Notary Public

**NANCY ALBAN-MESTRES**  
Notary Public, State of New York  
No. 01AL0031785  
Qualified in New York County  
Commission Expires February 28, 2010

NEWY1/8198551v1



# THE STATE BAR OF CALIFORNIA

MEMBER SERVICES CENTER

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1639

TELEPHONE: 888-800-3400

February 20, 2008

TO WHOM IT MAY CONCERN:

This is to certify that according to the records of the State Bar, ARTHUR JOEL SHARTSIS, #51549 was admitted to the practice of law in this state by the Supreme Court of California on January 5, 1972; and has been since that date, and is at date hereof, an ACTIVE member of the State Bar of California; and that no recommendation for discipline for professional or other misconduct has ever been made by the Board of Governors or a Disciplinary Board to the Supreme Court of the State of California.

THE STATE BAR OF CALIFORNIA

Kath Lambert  
Custodian of Membership Records

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

----- X	
WILLIAM I. KOCH, an individual,	: No.: 07 Civ. 9600(BSJ)(DCF)
	: ECF CASE
	:
Plaintiff,	:
	:
vs.	:
	:
ERIC GREENBERG, an individual, ZACHYS	: <b>ORDER FOR ADMISSION <i>PRO HAC</i></b>
WINE & LIQUOR STORE, INC., a New York	: <b><i>VICE</i></b>
corporation; and ZACHYS WINE AUCTIONS,	:
INC., a New York corporation,	:
	:
Defendants.	:
----- X	

Upon the motion of Anthony P. Coles, attorney for Defendant Eric Greenberg, and said sponsor attorney's affidavit in support;

IT IS HEREBY ORDERED THAT

Arthur J. Shartsis  
Shartsis Friese LLP  
1800 Maritime Plaza, 18th Floor  
San Francisco, California 94111  
(415) 421-6500  
ashartsis@sflaw.com

is admitted to practice *pro hac vice* as counsel for Defendant Eric Greenberg in the above-captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing system ("ECF") system, counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel has forwarded the *pro hac vice* fee to the Clerk of the Court.

SO ORDERED.

---

U.S.D.J.

Dated: New York, New York  
\_\_\_\_\_ 2008

**CERTIFICATE OF SERVICE**

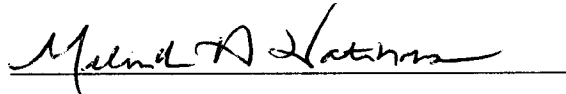
Melinda H. Waterhouse hereby declares under penalty of perjury, pursuant to 28 U.S.C. § 1746, that:

I am an associate at the law firm of DLA Piper US LLP, attorneys for Defendant Eric Greenberg.

That on February 25, 2008, I served a true copy of the attached Motion to Admit Counsel *Pro Hac Vice*, via first class mail on counsel of record at the addresses listed below, by depositing the same in a duly enclosed and sealed wrapper, with the correct postage thereon, in an official letter box duly maintained by the Government of the United States of America within the State of New York.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: February 25, 2008  
New York, New York



Melinda H. Waterhouse

To: Shawn Patrick Regan, Esq.  
Hunton & Williams LLP  
200 Park Avenue, 52nd Floor  
New York, New York 10166

*Attorneys for Plaintiff William I. Koch*

Deborah A. Skakel  
Lindsay A. Bush  
Dickstein Shapiro LLP  
1177 Avenue of the Americas  
New York, New York 10036

*Attorneys for Defendants Zachys Wine & Liquor  
Store, Inc. & Zachys Wine Auctions, Inc.*